

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NICOLE C. MC PHERSON,

Plaintiff,

v.

Case No. 05-72218-DT
Hon. Bernard A. Friedman

COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

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MEMORANDUM OPINION AND ORDER

This matter is before the Court on Magistrate Judge Donald A. Scheer's Report and Recommendation dated January 18, 2006. No objections were filed thereto.

This Court has had an opportunity to fully review this matter and believes that the Magistrate Judge has reached the correct conclusions for the proper reasons.

ACCORDINGLY:

IT IS HEREBY ORDERED that Magistrate Judge Donald A. Scheer's Report and Recommendation dated January 18, 2006, is hereby accepted and adopted.

IT IS FURTHER ORDERED that plaintiff's motion for summary judgment is denied.

IT IS FURTHER ORDERED that defendant's motion for summary judgment is granted.

February 16, 2006

Detroit, Michigan

s/Bernard A. Friedman

BERNARD A. FRIEDMAN
CHIEF JUDGE

I hereby certify that a copy of the foregoing document
was served this date upon counsel of record
electronically and/or via first-class mail.

/s/ Patricia Foster Hommel

Patricia Foster Hommel
Secretary to Chief Judge Friedman